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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No. CR 07-0748 SI
14 Plaintiff,) STIPULATION AND [PROPOSED]
15 v.) ORDER EXCLUDING TIME FROM
RONALD J. WEINHEIM,) SPEEDY TRIAL ACT CALCULATION
17 Defendant.) (18 U.S.C. § 3161(h)(8)(A))
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19 With the agreement of the parties in open court, and with the consent of defendant
20 Ronald J. Weinheim, the Court enters this order documenting defendant's exclusion of time
21 under the Speedy Trial Act, 18 U.S.C. § 3161(c)(1), from April 25, 2008 through June 20, 2008,
22 the date of the defendant's next appearance before this Court. The parties agree, and the Court
23 finds and holds, as follows:

24 1. Defendant made his initial appearance before this Court on March 14, 2008. The
25 parties appeared at a status hearing on April 25, 2008. Defendant, who lives in New York, was
26 not present due to a recent hip replacement. Through his counsel, on April 25, 2008, defendant
27 agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested

28 STA Stipulation
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1 continuance would unreasonably deny defense counsel reasonable time necessary for effective
2 preparation, taking into account the exercise of due diligence, in this case. In addition,
3 defendant's physical inability to travel to California constitutes time properly excluded under the
4 Speedy Trial Act. 18 U.S.C. § 3161(h)(3)(A).

5 2. Given these circumstances, the Court found that the ends of justice served by
6 excluding the period from April 25, 2008 through June 20, 2008 outweigh the best interest of the
7 public and the defendant in a speedy trial. Id. at § 3161(h)(8)(A).

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9 IT IS SO STIPULATED.

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11 DATED: April 25, 2008

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\s\
BRENDAN CONROY
Attorney for Defendant

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14 DATED: April 25, 2008

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\s\
ALLISON MARSTON DANNER
Assistant United States Attorney

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17 IT IS SO ORDERED.

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19 DATED: _____

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Susan Illston
HON. SUSAN ILLSTON
United States District Judge

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